

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

HB 2165 - SB 2415

March 28, 2022

SUMMARY OF BILL AS AMENDED (016582): Authorizes the Department of Correction (DOC) to advance or reimburse witness expenses necessary to the prosecution of a criminal case upon request by the District Attorney General and approved by the court. Requires DOC to maintain the advance payment as a receivable against the final cost bill attributed to the case in which witness fees were advanced or reimbursed.

FISCAL IMPACT OF BILL AS AMENDED:

NOT SIGNIFICANT

Assumptions for the bill as amended:

- Pursuant to Tenn. Code Ann. § 40-25-129(a)(2), a witness for the state duly subpoenaed and required to attend before any court, grand jury or magistrate in a county other than that of their residence and more than five miles from their residence are entitled to compensation and mileage.
- Based on information provided by the DOC, any expenses paid in advance or reimbursed for which the state or county is not liable are reported for collection from a defendant if convicted.
- Any impact to DOC as a result of the proposed legislation is estimated to be not significant.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

Krista Lee Carsner, Executive Director

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